



**AGENDA**  
**NEWTON TOWN COUNCIL**  
**OCTOBER 12, 2016**  
**7:00 P.M.**

**I. PLEDGE OF ALLEGIANCE**

**II. ROLL CALL**

**III. OPEN PUBLIC MEETINGS ACT STATEMENT**

**IV. APPROVAL OF MINUTES**

- SEPTEMBER 26, 2016 REGULAR MEETING
- SEPTEMBER 27, 2016 BOE SPECIAL MEETING

**V. OPEN TO THE PUBLIC**

AT THIS POINT IN THE MEETING, THE TOWN COUNCIL WELCOMES COMMENTS FROM ANY MEMBER OF THE PUBLIC ON ANY TOPIC. TO HELP FACILITATE AN ORDERLY MEETING AND TO PERMIT THE OPPORTUNITY FOR ANYONE WHO WISHES TO BE HEARD, SPEAKERS ARE ASKED TO LIMIT THEIR COMMENTS TO 5 MINUTES. IF READING FROM A PREPARED STATEMENT, PLEASE PROVIDE A COPY AND EMAIL A COPY TO THE CLERK'S OFFICE AFTER MAKING YOUR COMMENTS SO IT MAY BE PROPERLY REFLECTED IN THE MINUTES.

**VI. COUNCIL & MANAGER REPORTS**

- a. BEST PRACTICES WORKSHEET – CFO DAWN BABCOCK
- b. WATER – SEWER RATES – TOM FERRY
- c. WATER – SEWER CONNECTION FEES – TOM FERRY

**VII. ORDINANCES**

- a. 2<sup>ND</sup> READING AND PUBLIC HEARING

ORDINANCE 2016-13

AN ORDINANCE AMENDING NEWTON TOWN CODE §100-15 REGARDING PARKING FEES AND RATES

- i. OPEN HEARING TO PUBLIC
- ii. CLOSE HEARING TO PUBLIC
- iii. ACT ON ORDINANCE

**VIII. OLD BUSINESS**

**IX. CONSENT AGENDA**

ALL ITEMS LISTED WITH AN ASTERISK (\*) ARE CONSIDERED TO BE ROUTINE AND NON-CONTROVERSIAL BY THE TOWN COUNCIL AND WILL BE APPROVED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS A COUNCIL MEMBER SO REQUESTS, IN WHICH CASE THE ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED IN ITS NORMAL SEQUENCE ON THE AGENDA.

- a. RESOLUTION #160-2016\* APPROVE FIREWORKS DISPLAY AT NEWTON MEDICAL CENTER, ATLANTIC HEALTH SYSTEM
- b. RESOLUTION #161-2016\* CONCUR WITH THE TOWN MANAGER'S APPOINTMENT OF SCHOOL CROSSING GUARDS
- c. RESOLUTION #162-2016\* RESOLUTION AUTHORIZING DISPOSAL OF SURPLUS PROPERTY

d. RESOLUTION #163-2016\*

APPROVE BILLS AND VOUCHERS FOR PAYMENT

e. RESOLUTION #164-2016\*

RATIFY AND AFFIRM THE ISSUANCE OF BONDS

f. RESOLUTION #165-2016\*

AUTHORIZING CERTAIN PAVING BY KLAЕ  
CONSTRUCTION, INC. AT BLOCK 10.01, LOT 5 IN THE  
TOWN OF NEWTON

**X. INTERMISSION**

**XI. DISCUSSION**

**XII. OPEN TO THE PUBLIC**

**XIII. COUNCIL & MANAGER COMMENTS**

**XIV. EXECUTIVE SESSION**

a. RESOLUTION #166-2016

A RESOLUTION PROVIDING FOR A MEETING NOT  
OPEN TO THE PUBLIC IN ACCORDANCE WITH THE  
PROVISIONS OF THE NEW JERSEY OPEN PUBLIC  
MEETINGS ACT, N.J.S.A. 10:4-12

1. ATTORNEY CLIENT PRIVILEGE
2. PERSONNEL – TOWN MANAGER'S  
PERFORMANCE REVIEW

**XV. ADJOURNMENT**

**TOWN OF NEWTON**

**ORDINANCE 2016-13**

**AN ORDINANCE AMENDING NEWTON TOWN CODE  
§100-15 REGARDING PARKING FEES AND RATES**

**WHEREAS**, The Town of Newton Parking Authority and Town of Newton Economic Development Advisory Commission have reviewed and made recommendations regarding existing parking fees and rates within the Town of Newton; and

**WHEREAS**, The Newton Town Council has reviewed the current and proposed parking fees and rates and finds that current Code §100-15 regarding parking fees and rates needs to be revised as set forth herein;

**NOW, THEREFORE, BE IT ORDAINED** by the Town Council of the Town of Newton, County of Sussex, and State of New Jersey that Newton Town Code Section 100-15, “Vehicles and Traffic” of Chapter 100, “Fees and Costs” is hereby revised as follows:

**SECTION 1.** Section 100-15.A shall be and is hereby deleted in its entirety and replaced as follows:

A. Parking meter fees (§ 307-24):

(1) Each ½ hour: \$0.25.

**SECTION 2.** Section 100-15.B shall be and is hereby deleted in its entirety and replaced as follows:

B. Parking lot meter fees (§ 307-35):

(1) Lot No. 1 Adams Street Plaza and Lot No. 4 Central Plaza.

(a) Two (2) hours free parking with purchase of paid ½ hour for \$0.25.

(b) Each additional ½ hour thereafter: \$0.25.

(2) Lot No. 2 Main Street Plaza and Lot No. 3 Western Plaza and Lot No. 5 Eastern Plaza.

(a) Each ½ hour: \$0.25.

(b) Ten-hour maximum.

**SECTION 3.** Section 100-15.C(1) shall be and is hereby deleted in its entirety and replaced as follows:

C. Parking passes may be purchased at the Municipal Building for the above metered lots at the following rates:

(1) Lot No. 1 Adams Street Plaza, Lot No. 2 Main Street Plaza, Lot No. 3 Western Plaza, Lot No. 4 Central Plaza, and Lot No. 5 Eastern Plaza:

- (a) Monthly: \$30, plus tax if applicable.\*
- (b) Quarterly: \$90, plus tax if applicable.\*
- (c) Annual: \$300, plus tax if applicable.\*
- (d) Merchant, annual: two for \$300, plus tax if applicable.\*
- (e) Merchant, semiannual: two for \$150, plus tax if applicable.\*

**SECTION 4. Severability.** If any provision of this Ordinance or the application of this Ordinance to any person or circumstances is held invalid, the remainder of this Ordinance shall not be affected and shall remain in full force and effect.

**SECTION 5. Repealer.** All ordinances or parts of ordinances or resolutions that are inconsistent or in opposition to the provisions of this Ordinance are hereby repealed in their entirety.

**SECTION 6. Effective Date.** This Ordinance will take effect after publication and passage according to law.

### **NOTICE**

TAKE NOTICE that the above entitled Ordinance was introduced at a regular meeting of the Mayor and Town Council of the Town of Newton, County of Sussex, New Jersey, held on Monday, September 26, 2016, and was adopted after public hearing at a regular meeting of the Mayor and Town Council held on Wednesday, October 12, 2016, at 7:00 p.m. in the Newton Municipal Building, 39 Trinity Street, Newton, New Jersey, and shall take effect according to law.

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Lorraine A. Read, R.M.C.  
Municipal Clerk



## TOWN OF NEWTON

### RESOLUTION #160-2016

October 12, 2016

**“Approve Fireworks Display at Newton Medical Center, Atlantic Health System”**

**WHEREAS**, a Resolution of the local Governing Body is required by the New Jersey Department of Labor, Division of Workplace Standards, to grant permission for the public display of fireworks; and

**WHEREAS**, Zambelli Fireworks of New Castle, PA has submitted a proposal for a fireworks display with a copy of the permit application, certificate of insurance, site diagram and other pertinent information, in conjunction with a fireworks display that will take place at Newton Medical Center, 175 High Street, Newton, New Jersey on Saturday, November 12, 2016 as part of the annual “Festival of Lights”; and

**WHEREAS**, the Sussex County Fire Marshal, Virgil R. Rome, Jr., has advised the application for said fireworks display is complete and in order;

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton that Newton Medical Center is hereby granted permission for a fireworks display during the “Festival of Lights” event to take place on November 12, 2016 and that said fireworks display will be provided by Zambelli Fireworks of New Castle, PA; and

**BE IT FURTHER RESOLVED** that a certified original of this Resolution be forwarded to the New Jersey Department of Labor and Sussex County Fire Marshal, Virgil R. Rome, Jr.

### CERTIFICATION

**THIS IS TO CERTIFY** that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Wednesday, October 12, 2016.

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Lorraine A. Read, RMC  
Municipal Clerk



## TOWN OF NEWTON

### RESOLUTION #161-2016

October 12, 2016

### “Concur with the Town Manager’s Appointment of School Crossing Guards”

**WHEREAS**, New Jersey Statute 40A:9-154.1 states *“The governing body, or the chief executive, or the chief administrative officer, as appropriate to the form of government of any municipality, may appoint adult school crossing guards for terms not exceeding one year...”*;

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton that this Governing Body concurs with the Town Manager’s appointment of the following individuals as School Crossing Guards for the 2016-2017 school year:

Luz A. Vega

Alexis M. Cibula

### CERTIFICATION

**THIS IS TO CERTIFY** that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Wednesday, October 12, 2016.

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Lorraine A. Read, RMC  
Municipal Clerk



## TOWN OF NEWTON

### RESOLUTION #162-2016

October 12, 2016

### “Resolution Authorizing Disposal of Surplus Property”

**WHEREAS**, the Town of Newton is the owner of certain surplus property which is no longer needed for public use; and

**WHEREAS**, the Town Council is desirous of selling said surplus property in an “as is” condition without express or implied warranties;

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton, County of Sussex, as follows:

- 1) The sale of surplus property shall be conducted through GovDeals pursuant to NJ State Contract A-83453/T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals are available online at govdeals.com and also available in the Clerk’s Office of the Town of Newton.
- 2) The sale will be conducted online and the address of the auction site is govdeals.com.
- 3) The sale is being conducted pursuant to Local Finance Notice 2008-9.
- 4) A list of the surplus property to be sold is as follows:
  - a) NISCA Model PR5300 color ID card thermal printer  
Condition: Good
  - b) HP Laserjet 4100n printer; black and white  
Condition: Fair (intermittent paper feed issue)
- 5) The surplus property as identified shall be sold in an “as-is” condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.
- 6) The Town of Newton reserves the right to accept or reject any bids submitted.

### CERTIFICATION

**THIS IS TO CERTIFY** that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Wednesday, October 12, 2016.

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Lorraine A. Read, RMC  
Municipal Clerk



## TOWN OF NEWTON

### RESOLUTION #163-2016

October 12, 2016 "Approve Bills and Vouchers for Payment"

**BE IT RESOLVED** by the Town Council of the Town of Newton that payment is hereby approved for all vouchers that have been properly authenticated and presented for payment, representing expenditures for which appropriations were duly made in the 2015 and 2016 Budgets adopted by this local Governing Body, including any emergency appropriations, and where unexpended balances exist in said appropriation accounts for the payment of such vouchers.

#### CERTIFICATION

**THIS IS TO CERTIFY** that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Wednesday, October 12, 2016.

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Lorraine A. Read, RMC  
Municipal Clerk

## List of Bills - (100001) CASH - CURRENT - LAKELAND #434 CURRENT FUND

Check#	Vendor	Description	Payment	Check Total
37297	84 - ABCODE SECURITY INC.	PO 48972 8/18 SVC CALL FIRE #1	100.00	100.00
37298	921 - AIRGAS EAST	PO 47577 BLANKET: CARBON DIOXIDE- POOL \$180	11.90	11.90
37299	3754 - ADP, LLC	PO 48730 BLANKET: PROCESS PAYROLL (JULY-OCT	523.49	523.49
37300	2124 - BUCKMAN'S INC.	PO 49020 CHLORINE POOL	235.31	235.31
37301	3143 - CARTRIDGE WORLD	PO 48952 CW Brother Toner TN-221 acct #DOUD	109.98	109.98
37302	163 - CENTURYLINK COMMUNICATIONS, INC.	PO 47540 BLANKET: ALARM CIRCUITS HIGH ST TO	125.85	125.85
37303	2843 - CHELBUS CLEANING CO., INC.	PO 47491 BLANKET: 2016 CLEAN TOWNHALL/FIREHO	1,770.00	1,770.00
37304	2361 - CSS TEST INC.	PO 47546 BLANKET: PRE-EMPLOYMENT DRUG SCREEN	48.00	48.00
37305	768 - DEMPSEY UNIFORM & SUPPLY INC	PO 47485 BLANKET: UNIFORM/MAT RENTALS & PAPE	2,115.55	2,115.55
37306	225 - FEDERAL EXPRESS	PO 47560 BLANKET: EXPRESS MAIL Acct #1344-05	174.49	174.49
37307	1608 - GOLD TYPE BUSINESS MACHINES	PO 48947 BATTERY	129.94	129.94
37308	789 - GREATER NEWTON CHMBR OF COMM.	PO 48941 Tickets to Taste of Newton	100.00	100.00
37309	3804 - HAYDEE BALLESTER	PO 48392 BLANKET: TRANSLATION	165.00	165.00
37310	272 - HOLZHAUER, SCOTT	PO 49078 REIMB DENTAL CHARGES MAR 2016	328.00	328.00
37311	1866 - HOME DEPOT, INC.	PO 47739 BLANKET: B&G/VEH MAINT/RD SUPP'S	413.83	
		PO 49058 SAND BASIN REPAIR	39.94	
		PO 49057 TASTE OF NEWTON SUPP'S	189.93	643.70
37312	332 - J & D SALES & SERVICE,LLC.	PO 48943 RECYLC MAINT RENEW 11/15-10/16	2,160.00	2,160.00
37313	3235 - J. CALDWELL & ASSOCIATES, LLC.	PO 48976 MONTHLY REPORT -AUG	59.00	59.00
37314	2532 - LADDEY, CLARK & RYAN, LLP	PO 49054 LEGAL -AUG	5,792.00	5,792.00
37315	3450 - MORRIS ASPHALT SUPPLY, LLC	PO 48973 ASPHALT	663.63	663.63
37316	65 - MUNICIPAL SOFTWARE, INC.	PO 49014 GOOGLE APPS PREMIER SVC (6/1/16-6/1	360.00	360.00
37317	116 - NEW JERSEY HERALD, INC.	PO 49047 New Jersey Ads	266.60	
		PO 49077 NJH ADS	1,300.00	1,566.60
37318	2835 - NJMEBF	PO 49076 OCT MEDICAL & DENTAL	172,674.00	172,674.00
37319	3838 - Olivo, Christopher	PO 49075 SUBSTITUTE COURT OFFICER 9/20 &10/4	208.10	208.10
37320	64 - PELLOW, HAROLD & ASSO, INC.	PO 49079 ENGINEERING -AUG	15.75	15.75
37321	2450 - PINNACLE WIRELESS FBO UNITEK GLOBAL	PO 48658 POLICE VEHICLE SIREN REPAIR	412.50	412.50
37322	39 - QUILL CORPORATION	PO 47614 BLANKET: POLICE OFFICE SUPPLIES (JA	207.14	207.14
37323	2478 - RACHLES/MICHELE'S OIL COMPANY, INC.	PO 47535 BLANKET: GAS (JAN-MAR \$5000) A/c#	3,124.85	3,124.85
37324	3731 - READY REFRESH BY NESTLE	PO 47547 BLANKET: 2016 WATER	88.59	88.59
37325	2785 - SC DEPT ENVIRONMENTAL & PUBLIC HEAL	PO 48859 FIT TESTS (2) RAZZANNO/URENA	60.00	60.00
37326	126 - SCMUA	PO 47580 BLANKET: TRASH/BRUSH/STREETSWEEPING	1,005.09	1,005.09
37327	2301 - SCREEN CREATION PLUS	PO 49011 FRESHMAN ORIENTATION SHIRTS (to b	390.00	390.00
37328	3134 - SHOP RITE, INC.	PO 49012 FOOD FRESH ORIENTATION 8/24#7060025	154.03	154.03
37329	2257 - STAPLES BUSINESS ADVANTAGE, INC.	PO 48951 Clerk's Office	204.59	
		PO 48956 P/Z OFFICE SUPP'S	141.82	
		PO 49013 Office Supplies for Second Floor	85.59	432.00
37330	229 - SUSSEX COUNTY ECONOMIC	PO 49010 12th Awards Luncheon 9-23-16	50.00	50.00
37331	2479 - TAYLOR OIL CO., INC.	PO 47536 BLANKET: DIESEL (JAN-MAR \$5000) A/C	1,691.86	1,691.86
37332	3404 - TEAM LIFE, INC.	PO 48960 AED LITHIUM BATTERY	279.00	279.00
37333	3105 - THYSSENKRUPP ELEVATOR CORP.	PO 47471 BLANKET: ELEVATOR MAINT TH SIDE CU	212.18	212.18
37334	219 - TRI-STATE RENTALS, INC.	PO 49015 KEY PAIR	9.95	9.95
37335	2781 - TRIMBOLI & PRUSINOWSKI, LLC.	PO 47575 BLANKET: 2016 LABOR ATTORNEY (Jan-	1,470.00	1,470.00
37336	3369 - UNITED TELEPHONE/CENTURY LINK	PO 47538 BLANKET: DIGITAL DATA CIRCUIT 39 T	127.23	127.23
37337	1469 - UNIVERSAL SUPPLY GROUP INC.	PO 49017 AIR FILTERS	448.76	448.76
37338	3444 - USA HOISTCO., INC.	PO 47551 BLANKET: ELEVATOR MAINT (Police si	215.00	215.00
37339	1280 - VERIZON WIRELESS, INC.	PO 47483 BLANKET: 1X AIRCARDS ACCT #201 M15	194.90	194.90
37340	1500 - WALMART	PO 49063 DPW 40" HD TV	278.00	278.00
	TOTAL			200,931.37

Total to be paid from Fund 10 CURRENT FUND

200,931.37

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 200,931.37

**List of Bills - (100001) CASH - CURRENT - LAKELAND #434  
CURRENT FUND**

Check#	Vendor	Description	Payment	Check Total
37296	NJMVC	JUNK TITLE	2.00	10/05/2016
161059	ELAVON	OCT COURT MERCHANT FEE	53.36	10/03/2016
161060	PAYROLL ACCOUNT	10/6 Current Payroll	199,030.16	10/06/2016
161058	JP MORGAN CHASE BANK	2014 Refund '04&'06 Curr Bond int	45,875.00	10/03/2016
			-----	
			244,960.52	

Total paid from Fund 10 CURRENT FUND

244,960.52

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244,960.52

**Total for this Bills List: 445,891.89**

### List of Bills - (110001) CASH FEDERAL/STATE GRANTS

Check#	Vendor	Description	Payment	Check Total
1329	2048 - DANIELSON, DEBORAH	PO 48958 4th QTR STIPEND ACTION ALLIANCE	250.00	250.00
	TOTAL			----- 250.00
Total to be paid from Fund 11 FEDERAL/STATE GRANTS			250.00	
			=====	
			250.00	

**Checks Previously Disbursed**

161120	PAYROLL ACCOUNT	10/6 Grant Payroll	371.13 10/06/2016	
			-----	
			371.13	
Total paid from Fund 11 FEDERAL/STATE GRANTS			371.13	
			-----	
			371.13	

**Total for this Bills List: 621.13**

**List of Bills - (300001) CASH - CAPITAL - LAKELAND #450  
CAPITAL**

Check#	Vendor	Description	Payment	Check Total
8581	2553 - BARCO PRODUCTS INC.	PO 48863 SPRING STREET BENCHES CUST #9939	4,368.14	4,368.14
8582	116 - NEW JERSEY HERALD, INC.	PO 48979 NJH AD	17.70	
		PO 49077 NJH ADS	14.70	32.40
8583	64 - PELLOW, HAROLD & ASSO, INC.	PO 49053 AUG ENGINEERING	3,086.31	
		PO 49079 ENGINEERING -AUG	195.00	3,281.31
	TOTAL			----- 7,681.85

Total to be paid from Fund 30 CAPITAL

7,681.85

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7,681.85

## List of Bills - (600001) CASH - W/S OPERATING-LAKELAND #426 WATER/SEWER UTILITY

Check#	Vendor	Description	Payment	Check Total
15909	98 - AURORA ELECTRICAL SUPPLY, LLC.	PO 48404 BLANKET: WTP ELECTRICAL SUPP'S	31.85	31.85
15910	768 - DEMPSEY UNIFORM & SUPPLY INC	PO 47485 BLANKET: UNIFORM/MAT RENTALS & PAPE	655.74	655.74
15911	1866 - HOME DEPOT, INC.	PO 48450 BLANKET: W/S SUPPLES	72.69	72.69
15912	1271 - JCI JONES CHEMICALS, INC	PO 48395 BID: LIQ SULFUR DIOXIDE @ \$.65 (\$7, PO 48396 BID: CHLORINE \$.65 gal (\$7,117.50 x	682.50 682.50	1,365.00
15913	2569 - KIEFFER ELECTRIC, INC.	PO 48963 9/7 EMG SVC CALL WTP	3,600.00	3,600.00
15914	206 - LOCK & KEY WORLD	PO 47553 BLANKET: KEYS CUT	62.00	62.00
15915	62 - MGL FORMS - SYSTEMS, LLC.	PO 48948 METER CHANGE PADS CUST #N023	64.00	64.00
15916	65 - MUNICIPAL SOFTWARE, INC.	PO 49014 GOOGLE APPS PREMIER SVC (6/1/16-6/1	360.00	360.00
15917	3528 - Miracle Chemical Co	PO 48401 BID: SODIUM HYPOCHLORITE @ \$1.265 (	633.30	633.30
15918	1407 - PASSAIC VALLEY SEWERAGE COMM.	PO 47555 BLANKET: SLUDGE DISPOSAL (Jan-Mar)	7,040.00	7,040.00
15919	64 - BELLOW, HAROLD & ASSO, INC.	PO 49053 AUG ENGINEERING PO 49079 ENGINEERING -AUG	3,695.68 3,302.09	6,997.77
15920	121 - PUMPING SERVICES, INC.	PO 48977 WOODSIDE PUMP STATION PUMP #2 SVC C	719.00	719.00
15921	853 - R&D TRUCKING INC	PO 48390 BID: SLUDGE REMOVAL @ \$ .0339 (\$48	4,508.70	4,508.70
15922	3449 - RELIABLE WOOD PRODUCTS, LLC.	PO 48937 ASPHALT MIX CUST #CNEWTON	2,100.00	2,100.00
15923	55 - SCHMIDT'S WHOLESALE, INC	PO 47581 BLANKET: METER \$3000/MAIN \$3000 SUP	112.00	112.00
15924	126 - SCMUA	PO 47580 BLANKET: TRASH/BRUSH/STREETSWEEPING	540.50	540.50
15925	611 - SEBRING AUTO PARTS, INC.	PO 47687 BLANKET: W/S TRK PARTS	158.96	158.96
15926	130 - SUSSEX COUNTY P & H, INC.	PO 47545 BLANKET: PLUMBING SUPPLIES	214.22	214.22
15927	371 - T.A. MOUNTFORD COMPANY, INC.	PO 48998 COPIER CONTRACT WTP (9/1/16-9/1/17)	250.00	250.00
15928	1151 - TREASURER, STATE OF NEW JERSEY	PO 49055 AIR QUALITY PERMIT (1/09/17-1/08/20	1,267.00	1,267.00
TOTAL				30,752.73

Total to be paid from Fund 60 WATER/SEWER UTILITY

30,752.73

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 30,752.73

### Checks Previously Disbursed

166029	PAYROLL ACCOUNT	10/6 W/S PAYROLL	31,266.17	10/06/2016
166028	JP MORGAN CHASE BANK	2014 Refund '04 & '06 Bond p&i \$35	23,075.00	10/03/2016
			54,341.17	

Total paid from Fund 60 WATER/SEWER UTILITY

54,341.17

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 54,341.17
Total for this Bills List: **85,093.90**

**List of Bills - (610001) CASH - W/S CAPITAL - LAKELAND #442  
WATER/SEWER CAPITAL**

Check#	Vendor	Description	Payment	Check Total
2429	2532 - LADDEY, CLARK & RYAN, LLP	PO 49052 LEGAL W/S FOX HOLLOW AUG	800.00	800.00
	TOTAL			----- 800.00
Total to be paid from Fund 61 WATER/SEWER CAPITAL			800.00	
			<u>800.00</u>	
			800.00	

**List of Bills - (750001) CASH - HOUSING TRUST FUND (COAH) #0301  
HOUSING TRUST FUND (COAH) (Fund 75)**

Check#	Vendor	Description	Payment	Check Total
155	3235 - J. CALDWELL & ASSOCIATES, LLC.	PO 48975 AFFORDABLE HOUSING -AUG	885.00	885.00
156	2532 - LADDEY, CLARK & RYAN, LLP	PO 49080 COAH AUG	64.00	64.00
	TOTAL			949.00

Total to be paid from Fund 75 HOUSING TRUST FUND (COAH) (Fund 75)            949.00

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949.00



## TOWN OF NEWTON

### RESOLUTION #164-2016

October 12, 2016      "Ratify and Affirm the Issuance of Bonds"

**WHEREAS**, in early 2016 the Town Manager, CFO, Auditor, Bond Counsel and Financial Advisor discussed the unissued debt for the Town and current market rates for notes and bonds. The Town's Financial Advisor, Phoenix Advisors, prepared a summary of borrowing scenarios. It was determined that the market was favorable to issue permanent debt; and

**WHEREAS**, all the necessary resolutions and approvals were obtained; and

**WHEREAS**, the appropriate Town Officials executed said General Improvement Bonds in the amount of \$4,979,000.00 dated August 25, 2016 with a NIC 2.049199% maturing 8/15/2032; and

**WHEREAS**, to comply with N.J.S.A. 40A:2-28 of the Local Bond Law, which requires that the Chief Financial Officer report certain information in writing to the Mayor and Council at the next Council meeting, herewith attached is a copy of the *Certificate of Delivery and Payment with the attached Schedule A*;

**NOW, THEREFORE BE IT RESOLVED**, by the Town Council of the Town of Newton that it does hereby ratify and affirm the issuance of said Bonds by the Chief Financial Officer and the execution of said bonds by the appropriate Town Officials.

#### CERTIFICATION

**THIS IS TO CERTIFY** that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Wednesday, October 12, 2016.

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Lorraine A. Read, RMC  
Municipal Clerk

**CERTIFICATE OF DELIVERY AND PAYMENT**

I, Dawn L. Babcock, the duly chosen, qualified and acting Chief Financial Officer of the Town of Newton, a municipal corporation of the State of New Jersey, located in the County of Sussex and herein referred to as the "Issuer," HEREBY CERTIFY that on the 25th day of August, 2016, I delivered to Robert W. Baird & Co., Inc., the purchaser thereof, bonds of the Issuer in the principal amount of \$4,979,000 General Improvement Bonds (the "Bonds"), each duly executed by or on behalf of the Issuer, and all otherwise described as set forth in Schedule A annexed hereto and by this reference made a part hereof, and that at or before the time of such delivery of the Bonds, I received from the purchaser the following amounts:

Received prior to delivery .....	\$ 99,580.00
Received at time of delivery .....	<u>\$4,936,740.43</u>
Total amount received.....	<u>\$5,036,320.43</u>

being full payment for the Bonds in accordance with the contract of sale thereof, computed as follows:

Contract price.....	\$5,036,320.43
Interest on the Bonds accrued to the date of delivery .....	<u>\$ 0.00</u>
Total amount received.....	<u>\$5,036,320.43</u>

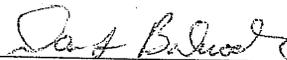
**SCHEDULE A**

**TOWN OF NEWTON,  
COUNTY OF SUSSEX, NEW JERSEY**

Amount and Title: \$4,979,000 General Improvement Bonds  
Date of Original Issue: August 25, 2016  
Interest Payment Dates: Semiannually on the fifteenth day of February and August in each year until maturity or earlier redemption, commencing February 15, 2017  
Securities Depository: The Depository Trust Company, New York, New York  
Paying Agent: The Town will pay The Depository Trust Company directly

<b>August 15 Maturities</b>	<b>Denominations</b>	<b>Interest Rates</b>	<b>Numbers</b>	<b>CUSIP Numbers</b>
2017	\$200,000	2.000%	R-1	653148 GE0
2018	200,000	2.000%	R-2	653148 GF7
2019	230,000	2.000%	R-3	653148 GG5
2020	200,000	2.000%	R-4	653148 GH3
2021	200,000	2.000%	R-5	653148 GJ9
2022	200,000	2.000%	R-6	653148 GK6
2023	400,000	2.000%	R-7	653148 GL4
2024	400,000	2.000%	R-8	653148 GM2
2025	400,000	2.000%	R-9	653148 GN0
2026	350,000	2.000%	R-10	653148 GP5
2027	400,000	2.000%	R-11	653148 GQ3
2028	400,000	2.000%	R-12	653148 GR1
2029	375,000	2.250%	R-13	653148 GS9

IN WITNESS WHEREOF, I have hereunto set my hand as of this 25th day of August, 2016.



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Dawn L. Babcock  
Chief Financial Officer



## TOWN OF NEWTON

### RESOLUTION #165-2016

October 12, 2016

**“Authorizing Certain Paving By KLAE Construction, Inc. at Block 10.01, Lot 5 in the Town of Newton”**

**WHEREAS**, the Town of Newton has a noise ordinance, Newton Town Code Section 187-3.J, which generally prohibits construction development noise between the hours of 10:00 p.m. and 7:00 a.m. every day; and

**WHEREAS**, KLAE Construction, Inc. has requested approval from the Town of Newton to make curb repairs and mill, pave and stripe lines on pavement on the property known as Block 10.01, Lot 5, in the Town of Newton, which property currently is occupied by Newton ShopRite; and

**WHEREAS**, KLAE Construction, Inc. has submitted a written request and a phasing plan to the Town for the paving, milling, line striping, and curb repairs to the ShopRite property, which provides for an improvement to the existing commercial property; and

**WHEREAS**, Town employees and the Newton Police Department have reviewed the request and have no objections to the proposed work;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town of Newton authorizes the following construction work by KLAE Construction, Inc. on Block 10.01, Lot 5 at the following dates and times:

- Curb repairs from October 13, 2016 through October 17, 2016, from 10:00 p.m. until 6:00 a.m.;
- Milling, paving, and line striping from October 18, 2016 through October 25, 2016, from 10:00 p.m. until 6:00 a.m.

**BE IT FURTHER RESOLVED**, that the Town Manager or his designee may extend the dates and times for construction work due to weather or other conditions as necessary.

### CERTIFICATION

**THIS IS TO CERTIFY** that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Wednesday, October 12, 2016.

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Lorraine A. Read, RMC  
Municipal Clerk



# TOWN OF NEWTON

## RESOLUTION #166-2016

October 12, 2016

**“A Resolution Providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12”**

**WHEREAS**, the Town Council of the Town of Newton is subject to certain requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6, et seq.; and

**WHEREAS**, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specific purposes when authorized by Resolution; and

**WHEREAS**, it is necessary for the Town Council of the Town of Newton to discuss in a session not open to the public certain matters relating to the items authorized by N.J.S.A. 10:4-12b and designated below:

- (1) Attorney Client Privilege
- (2) Personnel – Town Manager's Performance Review

**NOW, THEREFORE, BE IT RESOLVED**, by the Town Council of the Town of Newton, assembled in public session on October 12, 2016, that an Executive Session closed to the public shall be held on October 12, 2016, at \_\_\_\_\_ PM in the Town of Newton Municipal Building, 39 Trinity Street, Newton, NJ, for the discussion of matters relating to the specific items designated above.

It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Town Council that the public interest will no longer be served by such confidentiality.

### CERTIFICATION

**THIS IS TO CERTIFY** that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a public meeting of said Governing Body conducted on Wednesday, October 12, 2016.

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Lorraine A. Read, RMC  
Municipal Clerk